

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Mark GERSHBURG                          Group Art Unit:        3627  
Serial No.: 10/786,680                      Examiner:        Haider, Fawaad  
Filed: February 25, 2004                      Confirmation No.:    3002

For:    GEM ITEM REPORT METHOD AND SYSTEM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

SIR:

This is in response to the outstanding Office Communication dated June 27, 2008.  
Applicant respectfully requests an extension of time for responding until November 27, 2008  
with the fee thereof to be deducted from Deposit Account No. 504581. Please note that  
Applicant is a small entity.

Applicant respectfully elects claims 1-28, 35-62 and 69 of Group 1 drawn to a  
method, system and computer program of gem report generation for prosecution on the  
merits under 35 USC 121. Applicant makes this election without traverse.

In view of the considerable length of time which has already elapsed from the date of filing of this application on February 25, 2004 to the present, Applicant respectfully requests that prosecution on its merits be accelerated.

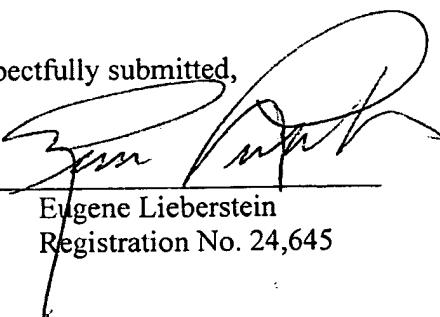
Dated: November 26, 2008

CUSTOMER NO.: 79681

BAKER & HOSTETLER, LLP  
45 Rockefeller Plaza  
New York, NY 10111  
Phone: 212-589-4644

Respectfully submitted,

By:

  
Eugene Lieberstein  
Registration No. 24,645

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this Response is being submitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 via EFS-Web on November 26, 2008.

  
Audrey de Souza